

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

SESSION LAW 2012-1  
SENATE BILL 727

AN ACT TO ELIMINATE THE DUES CHECKOFF OPTION FOR ACTIVE AND  
RETIRED PUBLIC SCHOOL EMPLOYEES.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 143B-426.40A(g) reads as rewritten:

"(g) Payroll Deduction for Payments to Certain Employees' Associations Allowed. – An employee of the State or any of its political ~~subdivisions,~~ subdivisions other than local boards of education, institutions, departments, bureaus, agencies or commissions, or any of its ~~local boards of education or community colleges,~~ who is a member of a domiciled employees' association that has at least 2,000 members, 500 of whom are employees of the ~~State,~~ State or a political subdivision of the State, or public school employees, ~~State other than a local board of education,~~ may authorize, in writing, the periodic deduction each payroll period from the employee's salary or wages a designated lump sum to be paid to the employees' association. A political subdivision may also allow periodic deductions for a domiciled employees' association that does not otherwise meet the minimum membership requirements set forth in this paragraph.

~~An employee of any local board of education who is a member of a domiciled employees' association that has at least 40,000 members, the majority of whom are public school teachers, may authorize in writing the periodic deduction each payroll period from the employee's salary or wages a designated lump sum or sums to be paid for dues and voluntary contributions for the employees' association.~~

An authorization under this subsection shall remain in effect until revoked by the employee. A plan of payroll deductions pursuant to this subsection for employees of the State and other association members shall become void if the employees' association engages in collective bargaining with the State, any political subdivision of the State, or any local school administrative unit. This subsection does not apply to county or municipal governments or any local governmental ~~unit, except for local boards of education unit.~~"

**SECTION 2.** G.S. 135-18.8 reads as rewritten:

**"§ 135-18.8. Deduction for payments to certain employees' or retirees' associations allowed.**

Any beneficiary who is a member of a domiciled employees' or retirees' association that has at least 2,000 members, the majority of whom are active or retired employees of the ~~State or public school employees,~~ State may authorize, in writing, the periodic deduction from the beneficiary's retirement benefits a designated lump sum to be paid to the employees' or retirees' association. The authorization shall remain in effect until revoked by the beneficiary. A plan of deductions pursuant to this section shall become void if the employees' or retirees' association engages in collective bargaining with the State, any political subdivision of the State, or any local school administrative unit."



**SECTION 3.** This act becomes effective July 1, 2011.  
In the General Assembly read three times and ratified this the 9<sup>th</sup> day of June, 2011.

s/ Walter H. Dalton  
President of the Senate

s/ Thom Tillis  
Speaker of the House of Representatives

VETO Beverly E. Perdue  
Governor

Became law notwithstanding the objections of the Governor, 1:12 a.m. this 5<sup>th</sup> day of January, 2012.

s/ Denise Weeks  
House Principal Clerk